IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.31897 of 2008
1. RAVI LAL MANDAL
2. Purni Devi
3. Santosh Mandal

Versus
STATE OF BIHAR
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3. 20.10.2008 Heard learned counsel for the petitioners and the State.

The petitioners apprehend arrest in a police case under bailable sections of the Penal Code read with section ¾ of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act.

The court below without any discussion of its satisfaction has rejected the prayer for anticipatory bail on the premises that section 18 of the latter Act did not permit grant of anticipatory bail.

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The allegations themselves admit that the parties are neighbors. Further allegation is that cocks of the petitioners strayed and damaged the crops of the informant.

Perhaps better use of discretion by the court below so that the provisions of the latter Act are enforced more forcefully rather than personal scores may have prevented this Court from one application for anticipatory bail.

Having considered the facts and circumstances of the case, let the petitioners abovenamed surrender before the court below within six weeks when they shall be enlarged on

anticipatory bail on furnishing bail bond of Rs.10,000/- each with two sureties of the like amount each to the satisfaction of CJM, Purnea in connection with Jalalgarh p.s.case no.35 of 2008.

HR **(Navin Sinha)**

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